

APPENDIX.

STANDING COMMITTEE
REPORTS.

The following committees have today filed favorable reports on bills as follows:

Highways and Motor Traffic: House bills Nos. 859, 461, 865, 695, 678, 571, 744, 570, 336, 335, 333, 337, 956.

Liquor Traffic: House bill No. 959.

Insurance: House bills Nos. 634, 601, 778.

State Affairs: House bills Nos. 834, 10, 928, 849, 850, 199 and Senate bill No. 197.

Judiciary: House bills Nos. 894, 931, 747, 676, 763, 256, 873.

Municipal and Private Corporations: House bills Nos. 787, 724.

Constitutional Amendments: House joint resolution No. 21.

Revenue and Taxation: House bills Nos. 57, 287, 251, 770, 815, 261.

Criminal Jurisprudence: Senate bill No. 53 and House bills Nos. 609, 905, 737, 761, 760, 745, 546, 976.

Labor: House bills Nos. 690, 651, 691, 948, 920, 175.

The following committees have filed adverse reports on bills as follows:

Criminal Jurisprudence: House bill No. 780.

Revenue and Taxation: House bills Nos. 607, 540, 136.

Judiciary: House bills Nos. 291, 613, 394, 593.

Constitutional Amendments: House joint resolutions Nos. 15 and 41.

The Committee on Highways and Motor Traffic filed an adverse report on House bill No. 479 with a minority favorable report.

The Committee on Criminal Jurisprudence filed an adverse report with a minority favorable report on House bill No. 785.

THIRTY-SECOND DAY.

(Friday, March 20, 1931.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker. Adamson.
Adams of Harris. Adkins.
Adams of Jasper. Akin.

Albritton.	Johnson
Alsup.	of Dimmit.
Baker.	Jones of Atascosa.
Barron.	Johnson of Morris.
Beck.	Justiss.
Bedford.	Kayton.
Bond.	Kennedy.
Bounds.	Laird.
Boyd.	Lasseter.
Bradley.	Lee.
Brice.	Lemens.
Brooks.	Leonard.
Bryant.	Lilley.
Burns	Lockhart.
of McCulloch.	Long.
Burns of Walker.	McDougald.
Carpenter.	McGill.
Claunch.	McGregor.
Coltrin.	Magee.
Coombes.	Martin.
Cox of Limestone.	Mathis.
Cunningham.	Mehl.
Dale.	Metcalf.
Daniel.	Moffett.
Davis.	Moore.
DeWolfe.	Munson.
Dodd.	Murphy.
Donnell.	Nicholson.
Dowell.	Olsen.
Dunlap.	O'Quinn.
Duvall.	Patterson.
Dwyer.	Petsch.
Elliott.	Pope.
Farmer.	Ratliff.
Farrar.	Ray.
Ferguson.	Reader.
Finn.	Richardson.
Fisher.	Rogers.
Forbes.	Rountree.
Fuchs.	Sanders.
Gilbert.	Satterwhite.
Giles.	Savage.
Goodman.	Sherrill.
Graves.	Smith of Bastrop.
Greathouse.	Smith of Wood.
Grogan.	Sparkman.
Hanson.	Stephens.
Hardy.	Stevenson.
Harman.	Steward.
Harrison	Strong.
of El Paso.	Sullivant.
Harrison	Tarwater.
of Waller.	Terrell of Cherokee.
Hefley.	Towery.
Herzik.	Turner.
Hill.	Van Zandt.
Hines.	Vaughan.
Holder.	Veatch.
Holland.	Wagstaff.
Holloway.	Walker.
Hoskins.	Weinert.
Howsley.	West of Cameron.
Hubbard.	West of Coryell.
Hughes.	Wiggs.
Jackson.	Wyatt.
Johnson	Young.
of Dallam.	

Absent.

Westbrook.

Absent—Excused.

Anderson.	McCombs.
Caven.	Morse.
Cox of Lamar.	Ramsey.
Engelhard.	Scott.
Ford.	Shelton.
Hatchitt.	Terrell
Jones of Shelby.	of Val Verde.
Keller.	Warwick.

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Terrell of Val Verde for today, on motion of Mr. Reader.

Mr. Shelton for today, on motion of Mr. Greathouse.

Mr. Jones of Shelby and Mr. Ramsey for today, on motion of Mr. Adams of Jasper.

Mr. Engelhard for today, on motion of Mr. Moffett.

Mr. Ford for today, on motion of Mr. Lilley.

Mr. Keller for today, on motion of Mrs. Hughes.

Mr. Hatchitt for today, on motion of Mr. Donnell.

The following members were granted leaves of absence on account of illness:

Mr. Anderson for yesterday afternoon and today, on motion of Mr. Kayton.

Mr. Cox of Lamar for today, on motion of Mr. Brice.

Mr. McCombs for today and tomorrow, on motion of Mr. Beck, on account of illness in his family.

HOUSE BILL ON FIRST READING.

The following House bill, introduced today (by unanimous consent), was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Van Zandt:

H. B. No. 982, A bill to be entitled "An Act amending Article 2832, Revised Statutes of Texas, 1925, and declaring an emergency."

(Relating to the selection of a

treasurer of school funds in independent school districts of more than 150 scholastics.)

Referred to Committee on Education.

RESOLUTION AS ADOPTED BY THE TEXAS W. C. T. U.

On motion of Mr. Coltrin, the following petition was ordered printed in the Journal:

Resolutions adopted by the State executive committee of the Texas Woman's Christian Temperance Union, in session at Austin, Texas, Wednesday, March 18, 1931.

Whereas, The enforcement of the law for the protection of home, is the supreme duty of this State; and

Whereas, The Constitution of Texas provides that the Governor "shall cause the laws to be faithfully executed," and requires the Governor to take a solemn oath faithfully and impartially to discharge "all the duties incumbent upon me—agreeably to the Constitution"; and

Whereas, No adequate and efficient provision is or has been made by our Legislature to make it possible for the Governor to discharge his important sworn duty to enforce the law; and

Whereas, The Democratic State Convention of 1930, assembled at Galveston, in its platform declared:

"The Democracy of Texas is unalterably opposed to the repeal or emasculation of the Eighteenth Amendment and stands for the strict enforcement of our National and State Prohibition laws, and for such legislation as will strengthen them and contribute to their enforcement. We stand for the protection of society, and of the homes of the people through the enforcement of our criminal laws, and we favor such reforms of our criminal procedure as will promote the speedy enforcement of justice in our criminal courts."

The Constitution of Texas provides that the Governor "shall cause the laws to be faithfully executed," and we urgently call upon the Forty-second Legislature to enact such provisions as will enable the Governor to use the powers of the State to comply with the mandatory duty imposed upon him by the Constitution and his oath of office"; and

Whereas, Governor Ross S. Sterling, on January 21, 1931, immediately after taking the oath of office as Governor, in a message to the Forty-

second Legislature, called its attention to the fact that the Democratic platform "urged the Legislature to empower the Chief Executive to exercise his constitutional duty in executing the laws" and "favored reforms of criminal procedure to promote speedy justice"; and

Whereas, The Governor in this notable message to the Legislature rightly declared "the platform is an obligation second only to the Constitution itself. If we fail to carry out every demand made upon us in the platform, consistent with the Constitution, we fail in obedience to the people who elected us"; and

Whereas, More than two months of the legislative session has passed without the accomplishment of any legislation strengthening the power of the Governor to enforce the law, or reforming criminal procedure; now, therefore, be it

Resolved (1), That we respectfully, but urgently petition the Forty-second Legislature to pass legislation placing at the disposal of the Governor an adequate law enforcement fund, and increasing the force of the Texas Rangers to at least one hundred men, and providing for the appointment by the Governor of special assistant district attorney empowered to represent the State and aid local authorities in every county of the State.

(2) We respectfully but urgently petition the Forty-second Legislature to enact such reforms in court procedure as will promote the sure and speedy conviction of criminals; and especially, to so amend our so-called Rule of Evidence law, as to make it possible for truthful evidence reasonably obtained by our peace officers in the performance of their duties, to be introduced in the trial of criminal cases.

(3) We tender our sincere thanks to Governor Ross S. Sterling, for his strong appeal to the Legislature for law enforcement legislation, and for reform of criminal court procedure.

MOTION TO PRINT COMMITTEE AMENDMENTS TO HOUSE BILL NO. 586.

Mr. Hardy moved that the committee amendments to House bill No. 586 be printed in lieu of the original bill.

Mr. McDougald moved to table the motion.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—84.

Adams of Harris.	Johnson of Morris.
Adams of Jasper.	Jones of Atascosa.
Adamson.	Justiss.
Albritton.	Kayton.
Baker.	Kennedy.
Barron.	Laird.
Beck.	Lilley.
Bedford.	Lockhart.
Bounds.	McDougald.
Bradley.	McGill.
Brice.	McGregor.
Brooks.	Mathis.
Bryant.	Mehl.
Burns	Moore.
of McCulloch.	Munson.
Carpenter.	Murphy.
Claunch.	Nicholson.
Coombes.	Olsen.
Cox of Limestone.	O'Quinn.
Dale.	Petsch.
Davis.	Pope.
DeWolfe.	Ratliff.
Dodd.	Reader.
Dwyer.	Richardson.
Elliott.	Rogers.
Farrar.	Satterwhite.
Finn.	Savage.
Forbes.	Smith of Wood.
Fuchs.	Sparkman.
Giles.	Steward.
Goodman.	Strong.
Graves.	Tarwater.
Grogan.	Terrell
Harman.	of Cherokee.
Hefley.	Van Zandt.
Herzik.	Vaughan.
Hill.	Veatch.
Hines.	Walker.
Holder.	Weinert.
Holland.	West of Coryell.
Holloway.	Wiggs.
Hubbard.	Wyatt.
Jackson.	Young.

Nays—23.

Akin.	Hanson.
Alsup.	Hardy.
Boyd.	Hoskins.
Coltrin.	Howsley.
Cunningham.	Hughes.
Daniel.	Johnson
Donnell.	of Dallam.
Dowell.	Lasseter.
Farmer.	Stephens.
Fisher.	Towery.
Gilbert.	Turner.
Greathouse.	Wagstaff.

Present—Not Voting.

Smith of Bastrop.

Absent.

Adkins.	Long.
Bond.	Magee.
Burns of Walker.	Martin.
Dunlap.	Metcalf.
Duvall.	Moffett.
Ferguson.	Patterson.
Harrison	Ray.
of El Paso.	Rountree.
Harrison	Sanders.
of Waller.	Sherrill.
Johnson	Stevenson.
of Dimmit.	Sullivant.
Lee.	West of Cameron.
Lemens.	Westbrook.
Leonard.	

Absent—Excused.

Anderson.	McCombs.
Caven.	Morse.
Cox of Lamar.	Ramsey.
Engelhard.	Scott.
Ford.	Shelton.
Hatchitt.	Terrell
Jones of Shleby.	of Val Verde.
Keller.	Warwick.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Fisher, House bill No. 865 was ordered not printed.

On motion of Mr. Hines, House bill No. 391 was ordered not printed.

On motion of Mr. Gilbert, the following bills were ordered not printed: House bills Nos. 777, 252, 278, 276, 391, 943, 925, 892, 797, 866, 693.

On motion of Mr. Petsch, House bill No. 744 was ordered not printed.

INVITING HON. TOM CONNALLY TO ADDRESS LEGISLATURE.

Mr. Cox of Limestone offered the following resolution:

House concurrent resolution No. 41, Inviting Hon. Tom Connally to address Legislature.

Whereas, the short term of Congress has expired; and

Whereas, now Congressmen and Senators may have some leisure to return to their constituency; and

Whereas, great national and political questions now engage the attention of Texas and the Nation; and

Whereas, Senator Tom Connally is well qualified to speak for the Texas Democracy at this time and not only for the Texas Democracy but for the National Democracy; now, therefore, be it

Resolved, That the House of Representatives of the State of Texas, the Senate concurring, Extend an invitation to the Hon. Tom Connally

of Texas to address the Senate and the House of Representatives in the Hall of Representatives at a date and upon a subject of his own choosing; and be it further

Resolved, That a copy of this resolution be mailed to Senator Connally and also copies be furnished the daily press of Texas.

Signed—Cox of Limestone, and Ferguson.

The resolution was read second time, and was adopted.

BILL AND RESOLUTIONS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bill and resolutions:

H. C. R. No. 26, Relative to relocating Austin State Hospital.

H. B. No. 486, "An Act to repeal Chapter 76, Special Laws of the First Called Session of the Fortieth Legislature of 1927, entitled Polk County Road Law, creating a more efficient road system of Polk County, Texas, and declaring an emergency."

H. C. R. No. 35, Relative to the erection of cold drink stand in the Land Office.

COMMENDING HON E. E. RISIEN.

Mr. Burns of McCulloch offered the following resolution:

Whereas, the pecan industry in Texas has come to be recognized as one of the most valuable resources of the State; and

Whereas, the propagating and development of pecans is a science and fine art, having required time, thought, patience and a more or less financial outlay on the part of those who have pioneered the work; and

Whereas, E. E. Risien of San Saba, Texas, has been one of the largest contributors of scientific knowledge to this industry, having devoted a long lifetime of thought and labor to the development of this, one of nature's choicest products, and whose work is specially recognized by the National government, and who has unselfishly and gratuitously passed along to his contemporaries and co-laborers the knowledge gained by reason of his studies and experiments, thereby giving impetus to the growth of this industry, especially in Texas, and the industry is reaping

the benefits to it of his scientific discoveries, and that without the hope of reward or remuneration, except the satisfaction of a service well rendered, E. E. Risien has worked on from year to year; and

Whereas, we believe in bestowing praise where praise is due, and rewarding where reward should attach, and feeling that the people of this State, acting through its Legislature, could do not more worthy act than to reward this old pioneer in the pecan industry for his contribution in valuable information to one of the State's greatest resources. Therefore, be it

Resolved, by the House of Representatives of Texas, representing all of the people of Texas, That our sincere thanks and grateful appreciation be expressed to the veteran pecan expert, E. E. Risien of San Saba, for his outstanding service and most valuable contribution to the pecan industry of imperial Texas; and be it further

Resolved, That a copy of this resolution be printed in the Journal and that a copy be sent to Mr. Risien.

The resolution was read second time, and was adopted.

INVITING BAYLOR COLLEGE CHORAL CLUB TO SING.

Mr. Donnell offered the following resolution:

Whereas, the members of the Legislature have put in a strenuous week of hard work, and need a little relaxation; and

Whereas, a bevy of good-looking girls is restful to the eyes, and the music they will render will be soothing to the spirit. Therefore, be it

Resolved, That the House of Representatives do hereby extend an invitation to the Baylor College Choral Club to sing before us at 4:15 this afternoon.

The resolution was read second time, and was adopted.

INVITING HON. CHARLES G. WOOD TO ADDRESS THE LEGISLATURE.

Mr. Leonard offered the following resolution:

H. C. R. No. 42, Inviting Hon. Charles G. Wood to address the Legislature.

Whereas, proponents of communism are constantly seeking by public demonstration and by insidious propaganda to so poison the minds of

Americans as to eventually result in the undermining of the whole structure of our National government; and

Whereas, it is the duty and the desire of members of the Texas Legislature to properly inform themselves as to the effect and the means of controlling the inroads of this dangerous and perverted school of thought; and

Whereas, there will soon arrive in Texas for a short stay the Honorable Charles G. Wood of the United States Department of Labor, a recognized national authority on communism; now, therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That the Honorable Charles G. Wood be invited to address the members of the Texas Legislature assembled in the Hall of the House on the occasion of his visit to Austin.

Signed—Leonard, Cunningham, Finn, Reader, and Adams of Jasper.

The resolution was read second time and was adopted.

COMMUNICATION FROM HON. CORDELL HULL.

The Speaker laid before the House and had read the following communication:

Hon. Edgar E. Witt, President of the Senate, and Hon. Fred H. Minor, Speaker of the House, Austin, Texas.

Please convey to the membership of your respective houses my deep and lasting thanks for the great compliment implied by invitation of both houses to address their membership. There is much in common between Tennessee and Texas. There are many historic ties of which Tennesseans are proud. The acceptance of no similar legislative invitation would give me more if quite so much pleasure. I deeply regret, however, that several really important and urgent engagements heretofore entered into prevent my accepting your generous invitation. Again my thanks and best wishes to the membership of your honorable bodies.

CORDELL HULL.

INVITING HON. HARRY F. BYRD TO ADDRESS THE LEGISLATURE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 25, Inviting Hon. Harry F. Byrd to address the Legislature.

Be it resolved by the State Senate and the House of Representatives concurring, That the Honorable Harry F. Byrd, of Virginia, who formerly served with great distinction and ability as Governor of that State, whose father was born in Austin, Texas, and whose great-grandfather, Jones Rivers, was a distinguished Texas lawyer, be invited to address the Legislature of Texas during its present session, at such time as may suit his convenience; and that the President of the Senate and the Speaker of the House of Representatives jointly advise Governor Byrd of this invitation.

The resolution was read second time and was adopted.

RELATIVE TO HOUSE BILL NO. 559.

On motion of Mr. Farrar, by unanimous consent, the name of Mr. Stephens was added to House bill No. 559 as one of the signers thereof.

TO AUTHORIZE THE PRINTING OF STATE CONSTITUTION.

Mr. Smith of Wood moved to take up for consideration at this time House concurrent resolution No. 23, To authorize the printing of the State Constitution, which resolution had heretofore been laid on the table subject to call and due notice having been given that a motion would be made to take the resolution up.

On motion of Mr. Smith of Wood the resolution was referred to the Committee on Contingent Expenses.

RELATIVE TO THE INTRODUCTION OF BILLS.

The Speaker laid before the House, for consideration at this time, resolution by Mr. Ratliff relative to the introduction of bills, the resolution having been read second time on yesterday.

Mr. Ratliff withdrew the original resolution and offered the following substitute resolution:

Whereas, At the general election on November 4, 1930, Section 5 of Article III of the Constitution of Texas was amended so as to hereafter read as follows, to wit: "The Legislature shall meet every two years at such time as may be provided by law and at other times when convened by the Governor. When convened in regular session, the first thirty days there-

of shall be devoted to the introduction of bills and resolutions, acting upon emergency appropriations, passing upon the confirmation of the recess appointees of the Governor in special messages to the Legislature; provided that during the succeeding thirty days of the Regular Session of the Legislature the various committees of each House shall hold hearings to consider all bills and resolutions and other matters then pending; and such emergency matters as may be submitted by the Governor; provided further, that during the following sixty days the Legislature shall act upon such bills and resolutions as may be then pending and upon such emergency matters as may be submitted by the Governor in special messages to the Legislature; provided, however, either house may otherwise determine its order of business by an affirmative vote of four-fifths of its membership"; and

Whereas, By rules adopted by the House at the convening of the present session of the Legislature, it was declared in order to introduce bills and resolutions during the first sixty days of the session, providing, however, bills may be introduced and considered after the first sixty days by a two-thirds vote; and

Whereas, The first sixty days of this session have expired and at the expiration thereof approximately sixteen hundred bills and resolutions had been introduced for consideration by this Legislature; and

Whereas, It will be an impossibility for each of said bills and resolutions to receive consideration at the hands of the Legislature, but notwithstanding such fact, the flow of bills into the hopper has not ceased, thereby further crowding the calendar and creating confusion in the consideration of measures pending; therefore, be it

Resolved, That it is the sense of this House, that the members thereof should refrain from introducing any more bills during the remainder of this session, except in cases of imperative public necessity, and such local bills as are absolutely necessary in the proper administration of purely local affairs, to the end that proper consideration may be given to the measures now pending.

Signed—Ratliff, Adams of Jasper.

The substitute resolution was adopted.

HOUSE JOINT RESOLUTION NO. 31 ON FINAL PASSAGE.

The Speaker laid before the House, on its final passage,

H. J. R. No. 31, Proposing an amendment to Section 26, of Article 3, of the Constitution of Texas, by adding thereto Section 26a, providing that under no apportionment shall any county be entitled to more than five representatives unless the population of such county shall exceed five hundred thousand people; providing for the apportionment in counties of more than five hundred thousand people; providing for its submission to the voters as required by the Constitution, and making an appropriation therefor.

The resolution having been read second time on yesterday.

(Mr. Harman in the chair.)

Mr. Veatch offered the following amendment to the resolution:

Strike out all below the resolving clause and substitute in lieu thereof the following:

Section 1. That Section 2 of Article 3 of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"The Senate shall consist of thirty-one members, and shall never be increased above this number. The House of Representatives shall consist of ninety-three members, and shall never be increased above this number."

Section 2. That Section 26, of Article 3, of the Constitution of the State of Texas be amended so as to hereafter read as follows:

"The members of the House of Representatives shall be apportioned among the several contiguous counties according to the number of population in each, as nearly as may be, on a ratio obtained by dividing the population of the State, as ascertained by the most recent United States Census; and no single county shall be entitled to more than three Representatives."

Section 3. The foregoing constitutional amendment shall be submitted to the electors of this State qualified to vote on constitutional amendments at an election to be held throughout the State on the first Tuesday after

the first Monday in November, A. D. 1932, at which election each ballot shall have written or printed thereon the words: "For the amendment of Section 2, of Article 3, of the Constitution of Texas, limiting the number of members of the House of Representatives of the State of Texas." "Against the amendment of Section 2, of Article 3, of the Constitution of Texas limiting the number of members of the House of Representatives of the State of Texas," and there shall also be written or printed thereon the words: "For the amendment of Section 26, of Article 3, of the Constitution of Texas, providing for the apportioning of the members of the House of Representatives among the several contiguous counties according to population, and no single county shall be entitled to more than three Representatives." "Against the amendment of Section 26, of Article 3, of the Constitution of Texas, providing for the apportioning of the members of the House of Representatives among the several contiguous counties according to population, and no single county shall be entitled to more than three Representatives."

Section 4. The sum of five thousand dollars or so much thereof as may be necessary is hereby appropriated out of any funds in the Treasury of the State of Texas, not otherwise appropriated, to pay the expense of such publication and election.

VEATCH,
SAVAGE.

Mr. DeWolfe raised a point of order on further consideration of the amendment on the ground that the amendment is not germane to the original resolution.

The Speaker sustained the point of order.

(Speaker in the chair.)

Mr. Bond offered the following amendment to the resolution:

Amend House joint resolution No. 31, Section 2, line 37, by striking out all of first paragraph after the word "apportionment" in line 37 of Section 2, to the end of that paragraph, including lines 1 and 2 on page 2 of printed bill.

Question—Shall the amendment be adopted?

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 20, 1931.
Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House amendments to Senate bill No. 156, by the following vote: 26 ayes, 1 nay.

Concurred in House amendments to Senate bill No. 233, by the following vote: 27 ayes, 0 nays.

Has passed the following: Senate bill No. 185, "An Act to amend Article 2592, of the Revised Civil Statutes of Texas, 1925, and declaring an emergency."

Has passed the following:

H. B. No. 12, A bill to be entitled "An Act to amend Section 33 of Senate bill No. 111 of Chapter 61 of the Second Called Session of the Forty-first Legislature, providing qualifications and prerequisites for directors of building and loan associations, based on the assets, and the amount paid in on the shares held, and declaring an emergency."

H. B. No. 30, A bill to be entitled "An Act amending Article 604, of the 1925 Penal Code of the State of Texas, so as to make it mandatory that the court or judge thereof set down at hearing an allowance for the support of deserted wives and children, providing for incidentals thereto, and declaring an emergency," with amendments.

H. B. No. 159, A bill to be entitled "An Act to amend Section 1 of Chapter 90, Acts of the Forty-first Legislature, First Called Session, and declaring an emergency," with amendments.

H. B. No. 179, A bill to be entitled "An Act to amend Article 955, of the Revised Criminal Statutes of Texas of 1925, as amended by House bill No. 406, Chapter 257, General and Special Laws of the Regular Session of the Forty-first Legislature, prohibiting the sale of fish taken from fresh water streams of certain named counties, and also providing means and methods of taking and possessing fish from fresh waters of said counties, and by adding the name of the county of Mills to said list of counties, and declaring an emergency."

H. B. No. 289, A bill to be entitled "An Act providing for the taking of fish from the fresh waters of Hunt

county, Texas, and making it unlawful to take any such fish except by ordinary hook and line or by seine or net, the mesh of which is less than one and one-half inch square; providing that seines and nets may be used only during July, August and September; and making it unlawful to take or possess any such fish for the purpose of sale, or to retain any bass or trout less than eight inches in length or any white perch or crappie weighing less than one-half pound; fixing penalty, and declaring an emergency."

H. B. No. 376, A bill to be entitled "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas to deed, convey, assign and/or transfer all right, title, and interest of whatsoever class, kind, or character directly or indirectly belonging to the State of Texas in and to that tract of land known as the Melvin Park Site situated at the edge of the town of Melvin, in McCulloch county, Texas, to D. J. Malstrom, and declaring an emergency."

H. B. No. 437, A bill to be entitled "An Act making it unlawful to hunt, take or kill wild turkey or wild deer; fixing a penalty; providing for open season in certain cases and counties; providing that in certain counties wild deer may be hunted with but one dog, etc., and declaring an emergency."

H. B. No. 537, A bill to be entitled "An Act validating, ratifying, confirming and approving the acts, orders and proceedings of the commissioners court of Somervell county, Texas, relating to incorporation of the city of Glen Rose; validating, ratifying, confirming and approving the boundary lines embracing the territory within the corporate limits of the city of Glen Rose, and declaring an emergency."

H. B. No. 671, A bill to be entitled "An Act to prohibit the sale or offering for sale or the buying of any bass, crappie, perch, or channel or opalopsis cat, or any other fish taken from the waters of Lake Waco or the Bosque Rivers and their tributaries in the counties of McLennan, Bosque, Hamilton and Erath, etc., and declaring an emergency."

H. B. No. 700, A bill to be entitled "An Act amending Subdivision 27, Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, which subdivision relates to the district court of the Twenty-seventh

Judicial District of Texas, and to fix the number of terms and the places and time for holding said court, and to conform all writs and process from such court to such changes, and to make all writs and process issued or served before this act takes effect, including recognizances and bonds, etc., and declaring an emergency."

H. B. No. 109, A bill to be entitled "An Act making it unlawful to trap, snare, shoot at, catch or kill any wild fox in Bell county, providing a penalty, and declaring an emergency," with amendments.

S. C. R. No. 23, Relating to a committee to study oil, gas and minerals.

Respectfully,

JNO. B. DuPRIEST,

Assistant Secretary of the Senate.

RECESS.

On motion of Mr. Moffett, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 159, WITH SENATE AMENDMENTS.

Mr. Martin called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 159, A bill to be entitled "An Act to amend Section 1 of Chapter 90, Acts of the Forty-first Legislature, First Called Session, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Martin moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

HOUSE JOINT RESOLUTION NO. 31 ON PASSAGE TO ENGROSSMENT.

The House resumed consideration of pending business, same being House joint resolution No. 31, relating to number of Representatives for certain counties.

The resolution having heretofore been read second time, with amendment by Mr. Bond pending.

Mr. Bond withdrew the pending amendment and offered the following amendment in lieu thereof:

Amend House joint resolution No. 31 by striking out all of Section 26a following the word "Representative" in line 20 to end of that section. Also striking out all following the word "apportionment" in line 37 to end of line 2 on page two (2) of Section 2. Also striking out all words following the word "apportionment" in line 7, page two (2) to the end of that paragraph, including the word "population" in line 12 on page 2.

Mr. Ratliff moved the previous question on the pending amendment and the resolution, and the main question was ordered.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—37.

Adamson.	Kennedy.
Akin.	Lemens.
Alsup.	Leonard.
Barron.	Lockhart.
Bond.	Magee.
Bounds.	Olsen.
Burns of Walker.	Petsch.
Carpenter.	Rogers.
Coltrin.	Rountree.
Dale.	Sanders.
Daniel.	Satterwhite.
Davis.	Smith of Bastrop.
Dowell.	Smith of Wood.
Finn.	Stephens.
Fisher.	Towery.
Giles.	Vaughan.
Hanson.	Weinert.
Hoskins.	Wiggs.
Johnson of Morris.	

Nays—70.

Adams of Jasper.	Farrar.
Adkins.	Ferguson.
Albritton.	Forbes.
Baker.	Fuchs.
Beck.	Goodman.
Bedford.	Greathouse.
Bradley.	Grogan.
Brice.	Harman.
Bryant.	Harrison
Burns	of El Paso.
of McCulloch.	Harrison
Claunch.	of Waller.
Coombes.	Herzik.
Cox of Limestone.	Hines.
DeWolfe.	Holder.
Donnell.	Holloway.
Dunlap.	Howsley.
Duvall.	Hubbard.
Elliott.	Hughes.
Farmer.	Jackson.

Johnson	Patterson.
of Dallam.	Pope.
Jones of Atascosa.	Ratliff.
Kayton.	Ray.
Laird.	Reader.
Lasseter.	Richardson.
Lilley.	Savage.
Long.	Stevenson.
McGill.	Steward.
McGregor.	Strong.
Martin.	Tarwater.
Mathis.	Turner.
Mehl.	Wagstaff.
Moffett.	Walker.
Moore.	West of Coryell.
Munson.	Wyatt.
O'Quinn.	Young.

Present—Not Voting.

Graves.

Absent.

Adams of Harris.	Lee.
Boyd.	McDougald.
Brooks.	Metcalfe.
Cunningham.	Murphy.
Dodd.	Nicholson.
Dwyer.	Sherrill.
Gilbert.	Sparkman.
Hardy.	Terrell
Hefley.	of Cherokee.
Hill.	Van Zandt.
Holland.	Veatch.
Johnson	West of Cameron.
of Dimmit.	Westbrook.
Justiss.	

Absent—Excused.

Anderson.	Morse.
Caven.	Ramsey.
Cox of Lamar.	Scott.
Engelhard.	Shelton.
Ford.	Sullivant.
Hatchitt.	Terrell
Jones of Shelby.	of Val Verde.
Keller.	Warwick.
McCombs.	

House joint resolution No. 31 was then passed to engrossment by the following vote:

Yeas—82.

Adams of Jasper.	Burns of Walker.
Adamson.	Carpenter.
Adkins.	Claunch.
Akin.	Dale.
Albritton.	Daniel.
Alsop.	DeWolfe.
Barron.	Donnell.
Bedford.	Dowell.
Bond.	Dunlap.
Bounds.	Elliott.
Brice.	Farrar.
Bryant.	Finn.
Burns	Fisher.
of McCulloch.	Forbes.

Fuchs.	Munson.
Gilbert.	Murphy.
Giles.	O'Quinn.
Goodman.	Petsch.
Grogan.	Pope.
Hanson.	Ratliff.
Harman.	Ray.
Herzik.	Rogers.
Hines.	Rountree.
Holloway.	Sanders.
Hoskins.	Satterwhite.
Howsley.	Smith of Bastrop.
Hubbard.	Smith of Wood.
Johnson	Stephens.
of Dallam.	Stevenson.
Johnson of Morris.	Steward.
Jones of Atascosa.	Strong.
Kennedy.	Tarwater.
Laird.	Towery.
Lasseter.	Turner.
Lemens.	Vaughan.
Leonard.	Veatch.
Lilley.	Walker.
Lockhart.	Weinert.
Long.	West of Coryell.
McGregor.	Wiggs.
Martin.	Wyatt.
Moffett.	Young.

Nays—28.

Adams of Harris.	Holder.
Baker.	Holland.
Beck.	Hughes.
Bradley.	Jackson.
Coltrin.	Kayton.
Coombes.	McGill.
Cox of Limestone.	Mathis.
Duvall.	Mehl.
Farmer.	Moore.
Ferguson.	Olsen.
Greathouse.	Patterson.
Harrison	Reader.
of El Paso.	Richardson.
Harrison	Savage.
of Waller.	Wagstaff.

Present—Not Voting.

Graves.

Magee.

Absent.

Boyd.	Justiss.
Brooks.	Lee.
Cunningham.	McDougald.
Davis.	Metcalfe.
Dodd.	Nicholson.
Dwyer.	Sherrill.
Hardy.	Sparkman.
Hefley.	Terrell of Cherokee.
Hill.	Van Zandt.
Johnson	West of Cameron.
of Dimmit.	Westbrook.

Absent—Excused.

Anderson.	Engelhard.
Caven.	Ford.
Cox of Lamar.	Hatchitt.

Jones of Shelby.	Shelton.
Keller.	Sullivan.
McCombs.	Terrell
Morse.	of Val Verde.
Ramsey.	Warwick.
Scott.	

Paired.

Mr. Magee (present), who would vote "yea," with Mr. McDougald (absent), who would vote "nay."

Mr. Graves (present), who would vote "nay," with Mr. Dodd (absent), who would vote "yea."

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 12, "An Act to amend Section 33 of Senate bill No. 111 of Chapter 61 of the Second Called Session of the Forty-first Legislature; providing qualifications and prerequisites for directors of building and loan associations, based on the assets, and the amount paid in on the shares held, and declaring an emergency."

H. B. No. 289, "An Act providing for the taking of fish from the fresh waters of Hunt county, Texas, and making it unlawful to take any such fish except by ordinary hook and line or by seine or net, the mesh of which is less than one and one-half inch square; providing that seines and nets may be used only during July, August and September; and making it unlawful to take or possess any such fish for the purpose of sale, or to retain any bass or trout less than eight inches in length or any white perch or crappie weighing less than one-half pound; fixing penalty, and declaring an emergency."

H. B. No. 376, "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas to deed, convey, assign and/or transfer all right, title, and interest of whatsoever class, kind, or character directly or indirectly belonging to the State of Texas in and to that tract of land known as the Melvin Park Site situated at the edge of the town of Melvin, in McCulloch county, Texas, to D. J. Malstrom, and declaring an emergency."

H. B. No. 537, "An Act validating, ratifying, confirming and approving the acts, orders and proceedings of

the commissioners court of Somervell county, Texas, relating to incorporation of the city of Glen Rose; validating, ratifying, confirming and approving the boundary lines embracing the territory within the corporate limits of the city of Glen Rose, and declaring an emergency."

H. B. No. 437, "An Act making it unlawful to hunt, take or kill wild turkey or wild deer; fixing a penalty; providing for open season in certain cases and counties; providing that in certain counties wild deer may be hunted with but one dog, etc., and declaring an emergency."

H. B. No. 671, "An Act to prohibit the sale or offering for sale or the buying of any bass, crappie, perch, or channel or opalouis cat, or any other fish taken from the waters of Lake Waco or the Bosque Rivers and their tributaries in the counties of McLennan, Bosque, Hamilton and Erath, etc., and declaring an emergency."

H. B. No. 700, "An Act amending Subdivision 27, Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, which subdivision relates to the district court of the Twenty-seventh Judicial District of Texas, and to fix the number of terms and the places and time for holding said court, and to conform all writs and process issued or served before this act takes effect, including recognizances and bonds, etc., and declaring an emergency."

H. B. No. 179, "An Act to amend Article 955 of the Revised Criminal Statutes of Texas of 1925, as amended by House bill No. 406, Chapter 257, General and Special Laws of the Regular Session of the Forty-first Legislature, prohibiting the sale of fish taken from fresh water streams of certain named counties, and also providing means and methods of taking and possessing fish from fresh waters of said counties, and by adding the name of the county of Mills to said list of counties, and declaring an emergency."

S. C. R. No. 25, Inviting Hon. Harry F. Bird to address the Legislature.

S. B. No. 178, "An Act amending Article 1302, Chapter 1, Title 32, Revised Civil Statutes of 1925, by adding to Subdivision 89, authorizing the incorporation for the purpose of supplying water and sewerage service, and declaring an emergency."

S. B. No. 40, "An Act amending Article 1434, Chapter 8, Title 17, Penal Code of Texas, 1925, etc., and declaring an emergency."

S. B. No. 77, "An Act repealing Senate bill No. 132, Chapter 70, of the Second Called Session of the Forty-first Legislature, and declaring an emergency."

S. B. No. 232, "An Act to provide for making the rolls and summaries of the scholastic census of the public schools; to provide for making affidavits supporting said rolls and summaries, and prescribing a penalty for making a false affidavit; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 110, "An Act authorizing acquisition by the Government of the United States of America of land, water, or land and water, within the State of Texas, for migratory bird reservations authorized by Act of Congress of February 18, 1929, and declaring an emergency."

S. B. No. 156, "An Act to provide for acquiring and acceptance of title from Goliad county and the city of Goliad to certain lots and blocks of land, being parts of the four league grant from the State of Coahuila and Texas to the town of Goliad; and providing for fencing, beautifying and improving said land, the same to be designated by name as 'Goliad State Park,' and declaring an emergency."

S. B. No. 233, "An Act to amend Article 2839, Revised Civil Statutes of Texas, providing for giving of bond by county depository for school funds, etc."

HOUSE JOINT RESOLUTION NO. 7 ON PASSAGE TO ENGROSSMENT.

The Speaker laid before the House, as postponed business,

H. J. R. No. 7, Amending Article 4, Section 26, of the Constitution of the State of Texas, providing that notaries public may be appointed by the district courts; providing for the submission of the amendment to the voters of Texas; providing for the publication thereof, and making an appropriation therefor.

The resolution having heretofore been read second time.

Mr. Young offered the following (committee) amendments to the resolution:

(1)

Amend House joint resolution No. 7 by striking out the second paragraph of Section 1 and substituting the following:

Section 2b. Notaries Public. No-

taries public shall be provided as may be determined by law, and commissioned by the State of Texas to perform such duties as are now or may be prescribed by law. The Legislature shall prescribe the qualifications and the procedure for appointment of notaries public.

(2)

Strike out the words "appointed by the district courts of the State of Texas" wherever they appear in sequence, and substitute therefor the words "provided, and their qualifications and duties prescribed by law."

(3)

Amend House joint resolution No. 7 by striking out the first paragraph above the resolving clause and substituting therefor the following:

"A resolution amending Article 4, Section 26, of the Constitution of Texas, providing that notaries public shall be provided, and their qualifications and duties prescribed by law, providing for the publication thereof, and making an appropriation."

(4)

Amend House joint resolution No. 7 by striking out the word "1931" in line 4, of Section 2, and substituting therefor the word "1932."

The amendments were severally adopted.

House joint resolution No. 7 was then passed to engrossment by the following vote:

Yeas—70.

Adams of Jasper.	Gilbert.
Adamson.	Graves.
Akin.	Harrison
Alsup.	of El Paso.
Barron.	Herzik.
Bedford.	Hines.
Bond.	Holder.
Brice.	Holland.
Brooks.	Hoskins.
Bryant.	Hubbard.
Carpenter.	Hughes.
Coltrin.	Jackson.
Coombes.	Johnson
Cox of Limestone.	of Dallam.
Cunningham.	Johnson of Morris.
Dale.	Kayton.
Donnell.	Laird.
Dowell.	Lemens.
Duvall.	Leonard.
Farrar.	Long.
Ferguson.	McGill.
Finn.	McGregor.
Fisher.	Magee.
Fuchs.	Mathis.

Moffett.	Smith of Wood.
Moore.	Stephens.
O'Quinn.	Tarwater.
Petsch.	Towery.
Ray.	Turner.
Reader.	Veatch.
Richardson.	Wagstaff.
Rogers.	Weinert.
Sanders.	West of Coryell.
Satterwhite.	Wiggs.
Savage.	Wyatt.
Smith of Bastrop.	Young.

Nays—32.

Baker.	Holloway.
Bounds.	Howsley.
Bradley.	Jones of Atascosa.
Burns of Walker.	Kennedy.
Claunch.	Lasseter.
Daniel.	Lilley.
DeWolfe.	Lockhart.
Dunlap.	Munson.
Elliott.	Olsen.
Farmer.	Pope.
Forbes.	Ratliff.
Goodman.	Steward.
Greathouse.	Terrell
Grogan.	of Cherokee.
Hanson.	Vaughan.
Harman.	Walker.
Harrison	
of Waller.	

Present—Not Voting.

Adkins.	Albritton.
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Absent.

Adams of Harris.	McDougald.
Beck.	Martin.
Boyd.	Mehl.
Burns	Metcalf.
of McCulloch.	Murphy.
Davis.	Nicholson.
Dodd.	Patterson.
Dwyer.	Rountree.
Giles.	Sherrill.
Hardy.	Sparkman.
Hefley.	Stevenson.
Hill.	Strong.
Johnson	Van Zandt.
of Dimmit.	West of Cameron.
Justiss.	Westbrook.
Lee.	

Absent—Excused.

Anderson.	Morse.
Caven.	Ramsey.
Cox of Lamar.	Scott.
Engelhard.	Shelton.
Ford.	Sullivant.
Hatchitt.	Terrell
Jones of Shelby.	of Val Verde.
Keller.	Warwick.
McCombs.	

MOTION TO TAKE UP HOUSE
JOINT RESOLUTION NO. 7.

Mr. Satterwhite moved that the constitutional rule requiring bills to be read on three several days be suspended and that House joint resolution No. 7 be placed on its third reading and final passage.

The motion was lost by the following vote, not receiving the necessary four-fifths vote:

Yeas—79.

Adams of Jasper.	Hughes.
Adamson.	Johnson
Akin.	of Dallam.
Alsup.	Johnson of Morris.
Baker.	Kayton.
Barron.	Laird.
Bedford.	Lemens.
Bond.	Leonard.
Bradley.	Lockhart.
Brice.	Long.
Brooks.	McGill.
Bryant.	Magee.
Coltrin.	Mathis.
Coombes.	Moffett.
Cox of Limestone.	Moore.
Cunningham.	Munson.
Dale.	O'Quinn.
Davis.	Patterson.
Donnell.	Petsch.
Dowell.	Ratliff.
Dunlap.	Ray.
Duvall.	Reader.
Farrar.	Richardson.
Ferguson.	Rogers.
Fisher.	Sanders.
Forbes.	Satterwhite.
Fuchs.	Savage.
Gilbert.	Smith of Bastrop.
Giles.	Smith of Wood.
Graves.	Stephens.
Hanson.	Stevenson.
Harrison	Tarwater.
of El Paso.	Towery.
Harrison	Turner.
of Waller.	Veatch.
Herzik.	Wagstaff.
Holder.	Weinert.
Holland.	West of Coryell.
Hoskins.	Wyatt.
Hubbard.	Young.

Nays—25.

Adkins.	Goodman.
Albritton.	Greathouse.
Bounds.	Grogan.
Burns of Walker.	Hines.
Claunch.	Holloway.
Daniel.	Howsley.
DeWolfe.	Jones of Atascosa.
Elliott.	Kennedy.
Farmer.	Lilley.
Finn.	Olsen.

Pope.
Steward.
Terrell of Cherokee.

Vaughan.
Walker.

Present—Not Voting.

Wiggs.

Absent.

Adams of Harris.	Lasseter.
Beck.	Lee.
Boyd.	McDougald.
Burns	McGregor.
of McCulloch.	Martin.
Carpenter.	Mehl.
Dodd.	Metcalf.
Dwyer.	Murphy.
Hardy.	Nicholson.
Harman.	Rountree.
Hefley.	Sherrill.
Hill.	Sparkman.
Jackson.	Strong.
Johnson	Van Zandt.
of Dimmit.	West of Cameron.
Justiss.	Westbrook.

Absent—Excused.

Anderson.	Morse.
Caven.	Ramsey.
Cox of Lamar.	Scott.
Engelhard.	Shelton.
Ford.	Sullivan.
Hatchitt.	Terrell
Jones of Shelby.	of Val Verde.
Keller.	Warwick.
McCombs.	

HOUSE BILL NO. 35 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 35, A bill to be entitled "An Act to amend Article 2185 of the Revised Statutes, relating to the requisites of the charge of the court to the jury, and to repeal all laws and parts of laws in conflict with this act, and in declaring an emergency, and providing that this act shall take effect and be in force from and after its passage."

The bill was read third time.

Mr. Holland offered the following amendment to the bill:

Insert the word "Civil" between the words "Revised Statutes" in the caption of the bill.

The amendment was adopted.

Mr. Bond offered the following amendment to the bill:

Amend House bill No. 35, after the word "instance" in line 22, page 1, by inserting the following: "be prepared

in writing and shall set forth specifically the errors complained of in said objections, and shall then."

The amendment was adopted.

House bill No. 35 was then passed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has read and adopted

H. C. R. No. 41, Inviting Hon. Tom Connally, United States Senator from Texas, to address the Texas Legislature.

Respectfully,

JNO. B. DuPRIEST,

Assistant Secretary of the Senate.

HOUSE BILL NO. 264 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 264, A bill to be entitled "An Act to prohibit the passage of any local or special law applying to one county by reference to population, scholastic population or taxable value without naming the county referred to; requiring notice to be given by publication in the county to be affected, stating the purposes of the act, etc., and declaring an emergency."

The bill was read third time.

Mr. Savage offered the following amendment to the bill:

Amend House bill No. 264, page 1, by inserting after the word "county" in lines 8 and 19, and after the word "counties" in line 22 the words "incorporated city, town or district."

The amendment was adopted.

House bill No. 264 was then passed.

HOUSE BILL NO. 9 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 9, A bill to be entitled "An Act defining fraternal benefit societies; providing a lodge system and requiring a representative form of government; prescribing the qualifications of membership therein, and granting members right to designate their own beneficiaries, etc., and declaring an emergency."

The bill was read second time.

Mr. Savage offered the following (committee) amendment to the bill:

Amend House bill No. 9 by adding at the end of Section 5 the following: "nothing contained in this act shall be construed to affect or apply to societies which admit to membership only persons engaged in one or more hazardous occupations, and the same or similar lines of business."

Question—Shall the amendment be adopted?

CONFERENCE COMMITTEE APPOINTED ON HOUSE BILL NO. 159.

The Speaker announced the appointment of the following conference committee on House bill No. 159:

Messrs. Johnson of Morris, Holloway, Dwyer, Ford and Martin.

NOTICE GIVEN.

Mr. Young gave notice that he would on next Monday move to take up, for consideration at that time, House concurrent resolution No. 34, to grant heirs of Edward T. Wingate right to sue the State, which resolution had heretofore been laid on the table subject to call.

ENTERTAINMENT BY CHORAL CLUB OF BAYLOR COLLEGE, BELTON.

In accordance with a resolution heretofore adopted inviting the Baylor College Choral Club of Belton to sing in the House of Representatives at 4:15 o'clock p. m. today, the Speaker announced the appointment of the following committee to escort the Choral Club to the Hall of the House:

Messrs. Donnell, Ray, Adkins, Greathouse and Burns of Walker.

The committee having performed their duty, Speaker Minor presented Mr. Donnell, who in turn introduced Mr. Cote, director of the club.

Mr. Cote then presented the club in several selections.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 185, to the Committee on Education.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution (by unanimous consent) was laid before the House, read first time and referred to the Committee on Constitutional Amendments:

By Mr. O'Quinn, Mr. Petsch, Mr. McDougald, Mr. Ramsey and Mr. Hubbard:

H. J. R. No. 44, Proposing an amendment to the Constitution of the State of Texas by amending Section 18 of Article 5, of the Constitution of Texas, so as to give the county commissioners courts the power to divide the county into justice precincts not to exceed eight in number.

ADJOURNMENT.

On motion of Mr. Patterson, the House, at 4:30 o'clock p. m., adjourned until 9:30 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:

Revenue and Taxation: House bill No. 648.

Public Health: House bills Nos. 133 and 923.

Oil, Gas and Mining: House bill No. 586.

Judiciary: Senate bill No. 132; House bills Nos. 200, 464, 595, 876, 908 and 966.

Eleemosynary Institutions: House bills Nos. 407, 844 and 955.

State Affairs: House bills Nos. 686 and 884.

The Committee on Revenue and Taxation filed adverse reports on House bills Nos. 685 and 855.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, March 18, 1931.
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 741, A bill to be entitled "An Act amending Article 7122, Revised Civil Statutes, 1925, as

amended by the Acts of the Fortieth Legislature, Regular Session, Chapter 62, Section 2, page 87, relating to inheritance taxes, by providing that property passing to or for the use of persons not related to a decedent shall be subject to the payment of inheritance taxes, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

Committee Room,
Austin, Texas, March 18, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 25, Proposing an amendment to the Constitution of the State of Texas by adding to Article IX thereof a new section to be numbered 3, so as to authorize any county having more than 150,000 population to adopt a home rule charter for the establishment and regulation of its government, which may provide that the commissioners court of such counties may serve as the governing body, or that some other body shall act in lieu thereof, and said charter may also provide that the county judge, justices of the peace, district and county attorneys and other officers in said counties may be compensated by salary instead of fees of office, etc.,

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled find it correctly enrolled.

H. B. No. 700, "An Act amending Subdivision 27, Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, which subdivision relates to the district court of the Twenty-seventh Judicial District of Texas, and to fix the number of terms and the places and time for holding said court, and to conform all writs and process from such court to such changes, and to make all writs and process issued or served before this act takes effect, including recognizances and bonds, returnable to the

terms of said court as herein fixed, and to validate the drawing and the selecting and the summoning of all grand and petit jurors for said court; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 486, "An Act to amend Section 6, Chapter 76, Special Laws of the First Called Session of the Fortieth Legislature of 1927, entitled Polk County Road Law, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 12, "An Act to amend Section 33 of Senate bill No. 111, Chapter 61, of the Second Called Session of the Forty-first Legislature, providing for the qualifications of directors of building and loan associations; providing the amount shareholders must have paid in on their shares of stock before they are eligible to be elected directors; providing that the minimum amount required to be eligible shall not be withdrawn or in any manner hypothecated, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 89, "An Act providing for the taking of fish from the fresh water of Hunt county, Kaufman county and Rains county, Texas, and making it unlawful to take any such fish except by ordinary hook and line or by seine or net, the mesh of which is less than one and one-half inch

square; providing that seines and nets may be used only during July, August and September; and making it unlawful to take or possess any such fish for the purpose of sale, or to retain any bass or trout less than eight inches in length or any white perch or crappie weighing less than one-half pound; fixing penalty, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,

Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 376, "An Act authorizing and directing the Commissioner of the General Land Office of the State of Texas to deed, convey, assign and/or transfer all right, title and interest of whatsoever class, kind or character, directly or indirectly belonging to the State of Texas, in and to that tract of land known as the Melvin Park Site, situated at the edge of the town of Melvin, in McCulloch county, Texas, to D. P. Malmstrom, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,

Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 437, "An Act making it unlawful to hunt, run, take or kill wild deer with dogs in Harris county; fixing a penalty; providing that this act shall in no wise affect the kind and number of such game that may be taken or killed as provided by present laws, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,

Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 537, "An Act validating, ratifying, confirming and approving

the acts, orders and proceedings of the commissioners court of Somervell county, Texas, relating to incorporation of the city of Glen Rose; validating, ratifying, confirming an approving the boundary lines embracing the territory within the corporate limits of the city of Glen Rose; validating, ratifying, confirming and approving all acts, orders and proceedings of the officers and board of aldermen of the city of Glen Rose, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,

Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 179, "An Act to amend Article 955, of the Revised Criminal Statutes of Texas of 1925, as amended by House bill No. 406, Chapter 257, General and Special Laws of the Regular Session of the Forty-first Legislature, prohibiting the sale of fish taken from fresh water streams of certain named counties, and also providing means and methods of taking and possessing fish from fresh waters of said counties, and by adding the name of the counties of Anderson, Bell and Mills to said list of counties, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled

BOUNDS, Vice-Chairman.

Committee Room,

Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 671, "An Act to prohibit the sale or offering for sale or the buying of any bass, crappie, perch, or channel or opalopsis cat, or any other fish taken from the waters of Lake Waco or the Bosque Rivers and their tributaries in the counties of McLennan, Bosque, Hamilton and Erath; to prohibit the use of any drag seine or nets and to limit the size and number to be caught and to prohibit the use of a troll from a motor boat or boat propelled by other than ordinary oars,

and to prohibit the catching of bass, crappie, perch, channel or opalouis catfish during the months of February, March and April of each year, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 19, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 36.

Whereas, the State Treasurer has in the vaults of the Treasury mutilated and foreign monies, carried on the daily balance sheet of the State Treasurer as vault cash, the face value of which totals \$841.06; and

Whereas, these monies cannot be used in payment of current bills or vouchers; therefore, be it

Resolved, by the House of Representatives, the Senate concurring, that the State Treasurer be and is hereby authorized to exchange the mutilated and foreign monies herein mentioned for legal tender money on the best terms possible.

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 26, Relative to the Austin State Hospital.

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,
Austin, Texas, March 20, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills to whom was referred

H. C. R. No. 35.

Be it resolved by the House of Representatives of the Forty-second Legislature of the State of Texas, the

Senate concurring, That the Superintendent of Public Buildings and Grounds (or the Board of Control) be, and is hereby requested to permit Oscar Raines, who is a blind citizen of Texas, to erect, maintain and operate a confectionery and cigar stand in the lobby on the ground floor of the State Land Office Building, located in Austin, Texas, supervision of the stand to be under Board of Control,

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

THIRTY-THIRD DAY.

(Monday, March 23, 1931.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Mr. Speaker.	Farrar.
Adams of Harris.	Ferguson.
Adams of Jasper.	Finn.
Adamson.	Fisher.
Adkins.	Forbes.
Akin.	Ford.
Albritton.	Fuchs.
Alsup.	Gilbert.
Anderson.	Giles.
Baker.	Goodman.
Barron.	Graves.
Beck.	Greathouse.
Bedford.	Grogan.
Bond.	Hanson.
Bounds.	Hardy.
Boyd.	Harman.
Bradley.	Harrison
Brice.	of El Paso.
Brooks.	Harrison
Bryant.	of Waller.
Burns	Hatchitt.
of McCulloch.	Hefley.
Burns of Walker.	Herzik.
Carpenter.	Hill.
Caven.	Hines.
Claunch.	Holder.
Coltrin.	Holland.
Coombes.	Holloway.
Cox of Limestone.	Hoskins.
Dale.	Howsley.
Daniel.	Hubbard.
Davis.	Hughes.
Donnell.	Jackson.
Dowell.	Johnson
Dunlap.	of Dallam.
Duvall.	Johnson
Elliott.	of Dimmit.
Farmer.	Johnson of Morris.